

CARRINGTON MORTGAGE SERVICES, LLC,)	Case No. 2:15-cv-01377-JCM-NJK
Plaintiff(s),)	
vs.)	ORDER
SFR INVESTMENTS POOL 1, LLC,)	(Docket No. 30)
Defendant(s).)	

Pending before the Court is Defendant’s motion for protective order related to a Rule 30(b)(6) deposition noticed for February 12, 2016. Docket No. 30. The motion appears aimed exclusively at arguing that certain deposition topics are not relevant to the “core” issue in this case, as Defendant appears to argue is required under Nevada statute. *See, e.g.*, Docket No. 30 at 4. As an initial matter, it does not appear that Nevada discovery standards apply in this case. *See, e.g., Muniz v. United Parcel Serv., Inc.*, 2011 WL 311374, *2 (N.D. Cal. Jan. 28, 2011) (“In a diversity action, discovery is a procedural matter governed by federal law”); *see also* Docket No. 1 ¶ 3 (alleging not only diversity jurisdiction, but also federal question jurisdiction). While the motion’s standards section and arguments are scant, it appears they are based on the incorrect application of state discovery rules. As such, the pending motion is hereby **DENIED** without prejudice. Any refiled motion must address and apply federal standards, or explain why Defendant believes state standards apply in this case. To the extent Defendant believes its arguments are proper under the correct standards, it may file an amended motion for protective order no later than January 28, 2016.

1 In the event the motion for protective order is renewed, any response must be filed no later than
2 February 3, 2016, and any reply must be filed no later than February 4, 2016.¹ The Court hereby **SETS**
3 a hearing on any renewed motion for 2:00 p.m. on February 9, 2016, in Courtroom 3D.

4 IT IS SO ORDERED.

5 DATED: January 27, 2016

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7 NANCY J. KOPPE
8 United States Magistrate Judge
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26 ¹ Notwithstanding any contrary indications from the automatically-generated CM/ECF notices, the
27 briefing schedule set in this order controls. *See, e.g., Carrillo v. B&J Andrews Enters., LLC*, 2013 U.S. Dist.
28 Lexis 22010, *2 (D. Nev. Feb. 19, 2013).